



PTO/SB/61 (10-00)

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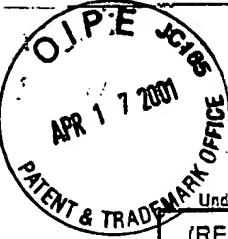
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REISSUE APPLICATION DECLARATION BY THE INVENTOR		Docket Number (Optional) 50277-1646
<p>As a below named inventor, I hereby declare that: My residence, mailing address and citizenship are stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number <u>5,857,180</u>, granted <u>January 5, 1999</u>, and for which a reissue patent is sought on the invention entitled <u>METHOD AND APPARATUS FOR IMPLEMENTING PARALLEL OPERATIONS IN A DATABASE MANAGEMENT SYSTEM</u> the specification of which</p> <p><input type="checkbox"/> is attached hereto.</p> <p><input checked="" type="checkbox"/> was filed on <u>Jan. 5, 2001</u> as reissue application number <u>09 / 757,399</u> and was amended on <u>Jan. 5, 2001</u> (If applicable)</p> <p>I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56. I verify believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)</p> <p><input type="checkbox"/> by reason of a defective specification or drawing.</p> <p><input checked="" type="checkbox"/> by reason of the patentee claiming more or less than he had the right to claim in the patent.</p> <p><input type="checkbox"/> by reason of other errors.</p> <p>At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening: This is a broadening reissue. The error occurred when, during the prosecution of the original patent, the claims were repeatedly amended by inserting into all of the independent claims limitations directed to additional novel features regardless of the novel features that the claims initially recited. Thus, even the broadest claims resulting from this process require a combination of several independently patentable features, even though the patentee is entitled to separate claims to each of the novel features of the invention. This reissue corrects that error. The nature of the broadening is illustrated by comparing the new Claim 20 to the issued Claim 1. The new Claim 20 requires a set of entities to perform an operation in parallel, where at least one of the entities is assigned more than one work partition from the operation ("feature A"). However, in addition to reciting feature A, the issued Claim 1 recites other novel features, such as generating a serial execution plan and a parallel execution plan for the same operation, and determining which of the two plans to execute based on the resources available at the time of execution ("feature B"). Thus, Claim 1 is partially inoperative in that it can only be used to prevent the unauthorized use of feature A when that feature is used in combination with feature B. In contrast, new Claim 20 covers feature A without also requiring feature B.</p>		

[Page 1 of 2]

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)
 50277-1646

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s) _____ Registration Number _____

Correspondence Address: Direct all communications about the application to:

Customer Number _____ → Place Customer Number Bar
 Code Label here
 Type Customer Number here

<input checked="" type="checkbox"/> Firm or Individual Name	Hickman, Palermo, Truong & Becker LLP				
Address	1600 Willow Street				
Address					
City	San Jose	State	CA	Zip	95125
Country	U.S.A.				
Telephone	(408) 414-1080	Fax	(408) 414-1076		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Gary Hallmark

Inventor's signature	Date
	Feb 21, 2001
Residence 11415 NW Blackhawk Dr., Portland, OR	Citizenship USA
Mailing Address 11415 NW Blackhawk Dr., Portland, OR 97229, USA	

Full name of second joint inventor (given name, family name)

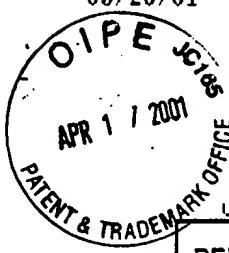
Daniel Leary

Inventor's signature	Date
Residence New Ipswich, New Hampshire	Citizenship USA
Mailing Address 161 Ashburnham Road, New Ipswich, New Hampshire 03071	

Full name of third joint inventor (given name, family name)

Inventor's signature	Date
Residence	Citizenship
Mailing Address	

Additional joint inventors are named on separately numbered sheets attached hereto.



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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

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My residence, mailing address and citizenship are stated below next to my name.

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the specification of which

is attached hereto.

was filed on Jan. 5, 2001 as reissue application number 09 / 757,399 and was amended on Jan. 5, 2001.
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

by reason of a defective specification or drawing.

by reason of the patentee claiming more or less than he had the right to claim in the patent.

by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

This is a broadening reissue. The error occurred when, during the prosecution of the original patent, the claims were repeatedly amended by inserting into all of the independent claims limitations directed to additional novel features regardless of the novel features that the claims initially recited. Thus, even the broadest claims resulting from this process require a combination of several independently patentable features, even though the patentee is entitled to separate claims to each of the novel features of the invention. This reissue corrects that error. The nature of the broadening is illustrated by comparing the new Claim 20 to the issued Claim 1. The new Claim 20 requires a set of entities to perform an operation in parallel, where at least one of the entities is assigned more than one work partition from the operation ("feature A"). However, in addition to reciting feature A, the issued Claim 1 recites other novel features, such as generating a serial execution plan and a parallel execution plan for the same operation, and determining which of the two plans to execute based on the resources available at the time of execution ("feature B"). Thus, Claim 1 is partially inoperative in that it can only be used to prevent the unauthorized use of feature A when that feature is used in combination with feature B. In contrast, new Claim 20 covers feature A without also requiring feature B.

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Name(s) _____ Registration Number _____

Correspondence Address: Direct all communications about the application to:

Customer Number _____

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<input checked="" type="checkbox"/> Firm or Individual Name	Hickman, Palermo, Truong & Becker LLP				
Address	1600 Willow Street				
Address					
City	San Jose	State	CA	Zip	95125
Country	U.S.A.				
Telephone	(408) 414-1080	Fax	(408) 414-1076		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Gary Hallmark

Inventor's signature	Date
Residence 11415 NW Blackhawk Dr., Portland, OR	Citizenship USA
Mailing Address 11415 NW Blackhawk Dr., Portland, OR 97229, USA	

Full name of second joint inventor (given name, family name)

Daniel Leary

Inventor's signature <i>Daniel Leary</i>	Date 12 MARCH 2001
Residence New Ipswich, New Hampshire	Citizenship USA
Mailing Address 161 Ashburnham Road, New Ipswich, New Hampshire 03071	

Full name of third joint inventor (given name, family name)

Inventor's signature	Date
Residence	Citizenship
Mailing Address	

Additional joint inventors are named on separately numbered sheets attached hereto.